

COMMISSION MEETING MINUTES  
January 6, 2004

The Board of Davis County Commissioners met in the Commission Chambers of the Davis County Courthouse, Farmington, Utah on January 6, 2004. Members present were Chairman Dannie R. McConkie, Commissioner Carol R. Page, Commissioner Michael J. Cragun, Clerk/Auditor Steve S. Rawlings, Chief Deputy Civil County Attorney Gerald E. Hess, and Commission Office Manager Linda May.

Flynn Acres  
Subdivision  
Approval With  
Stipulation

Barry Burton, Davis County Community and Economic Development, presented a final plat approval for Flynn Acres Subdivision. The property is located at Mutton Hollow and Thornfield Road. Michael Flynn has requested to split one lot into two lots. The Mutton Hollow Township Planning Commission recommend approval on the plat last October with a stipulation that the existing house must be removed before the plat is recorded. Barry Burton suggested a time limit, perhaps six months. If approval is given, Barry Burton will retain control of the plat until the condition is met and then record the plat. Commissioner Cragun made a motion to approve the plat for signature by the Chairman and for Davis County to retain control until condition is met within six months and then allow for the recording of the plat. Commissioner Page seconded the motion. All voted aye.

Agreement  
#2004-1 Div.  
Of Forestry,  
Fire & State  
Lands for  
Sovereign  
Lands General  
Permit

Dave Adamson, Davis County Public Works Director, presented a sovereign lands general permit #2004-1 with the State of Utah, Division of Forestry, Fire & State Lands. It is to allow Davis County Public Works to dredge and provide maintenance needed at the Antelope Island causeway bridge. After the permit is issued by the State of Utah the Army Corp of Engineers must approve the permit and the intended work at the site. Commissioner Page made a motion to approve. Commissioner Cragun seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement  
#2004-2 Utah  
Sports  
Commission  
for Cultural  
Event Rodeo

Curtis Koch, Davis County Fair Park, presented an agreement #2004-2 with the Utah Sports Commission. It is for a one night amateur rodeo to be produced as a cultural event for the Utah/Moscow, Russia Winter Games. The rodeo will be produced by Luis Fields and the Sports Commission is responsible for providing insurance. Commissioner Cragun made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Page made a motion to convene as the Board of Equalization. Commissioner Cragun seconded the motion. All voted aye.

Property Tax  
Register  
Approved

Commissioner Cragun made a motion to approve the property tax register. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Page made a motion to close the Board of Equalization. Commissioner Cragun seconded the motion. All voted aye.

Commission  
Meeting  
Minutes  
Approved

Commissioner Cragun made a motion to approve the December 23 commission meeting minutes. Commissioner Page seconded the motion. All voted aye.

Personnel  
Register  
Approved

A personnel register was presented. All items were approved with a motion from Commissioner Page. Commissioner Cragun seconded the motion. All voted aye.

Check  
Registers  
Approved

Check registers were approved as presented with a motion by Commissioner Page. Commissioner Cragun seconded the motion. All voted aye.

Agreement  
+ #2003-3

An agreement #2003-3 with Qwest Communication was presented. The new contract will combine

Qwest Comm.  
For Services to  
Have Outlying  
Davis County  
Offices  
Connected to  
Network

two previous contracts into one for the Megacentral service and T1 transport. The Megacentral is the means of connecting outlying offices (such as senior centers, libraries, clinics, etc.) to our Davis County network. It is in the amount of \$1,725 monthly plus \$313.25 in non-recurring charges. Commissioner Cragun made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement  
#2004-4 Barker  
Concrete  
Construction  
for Internet  
Connection

An agreement #2004-4 with Barker Concrete Construction for an internet connection to receive recording information was presented. It is \$15.00 monthly plus \$.10 per transaction. Commissioner Page made a motion to approve. Commissioner Cragun seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Agreement  
#2004-5 With  
Utah Indigent  
Defense Bd.  
For the Case of  
Mark Anthony  
Ott

An agreement #2004-5 with the Utah Indigent defense Funds Board and John Cain, Grant Morrison, and Aric Cramer was presented. Davis County acknowledges and approves the Utah Indigent Defense Board signing this contract to pay the fees up to \$100,000.00 if the death penalty is sought, or up to \$60,000.00 if the death penalty is not sought in the case of Mark Anthony Ott. Commissioner Cragun made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

RAP Tax Letter

Commissioner McConkie read and distributed a letter that had been sent to him by Mayor Waggoner, Past Chair, Davis County COG. The letter reads:

On December 30, 2003, a meeting was held by the mayors, who are members of the Davis County COG, to discuss the possible imposition of a RAP tax for Davis County

Those mayors in attendance at the meeting were myself, and Mayors Deamer, Johnson, Cook, Pannuci, Millter, Petroff, and Connor. Councilman Steve Handy was also there, representing Mayor Jerry Stevenson.

After considerable discussion, we concluded unanimously that we should ask the Davis County Commission to consider putting the question of whether to impose a RAP tax in Davis County to a vote of the citizens on the ballot in November 2004.

We hereby make that request.

More discussion will be held in upcoming COG meetings on this issue, in which we certainly invited your comments. Also, please feel free to call us at any time to discuss this request.

Thank you for your consideration in this matter.

Sincerely,  
Thomas Waggoner

Rap Tax  
Discussion

Jerry Hess stated that the law regarding RAP taxes had been reviewed with all mayors or their representatives at a meeting that was held on December 17, 2003. Steve Rawlings, stated that the collection of 1/10 of 1% would net approximately 3.2 million dollars. April 2005 would be the earliest date for collection if the issue were on the ballot in November. Commissioner McConkie stated that Weber County has received a similar request. Salt Lake County will conduct a renewal voted on the issue. The mayors have stated that the intent is to use the money for ongoing operation costs.

Meeting adjourned.